



MAIL STOP - PCT
Docket No.: 27488U

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor: KOHL, et al.

Art Unit: XX

Appl. No.: 10/586,753

Examiner: XX

Appl. Filing Date: July 21, 2006

Intl. Appl. No.: PCT/EP2005/050334

Intl. Appl. Filing Date: January 27, 2005

For: **NOVEL SALTS OF PANTOPRAZOLE AND (S)-PANTOPRAZOLE**

TRANSMITTAL LETTER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:


Submitted herewith for filing in the U.S. Patent and Trademark Office is the following:

1. Information Disclosure Statement; and
2. PTO Form-1449 with 17 references cited, and copies of 15 of the 17 references cited.

The Commissioner is hereby authorized to charge any deficiency or credit any excess to Deposit Account No. 14-0112.

Respectfully submitted,
NATH & ASSOCIATES PLLC

October 27, 2006


Gary M. Nath, Reg. No. 26,965
Sheldon M. McGee, Reg. No. 50,454
Customer No. 34375

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INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

An Information Disclosure Statement is submitted herewith pursuant to 37 C.F.R. 1.97-1.98. Please note the following particulars: [NOTE: One only of items a, b, c, and d must be checked.]

- a. ☒ [XXX] The enclosed statement is being filed within three months of the filing date of a national application, or within three months of the date of entry into the national stage as set forth in 37 C.F.R. 1.491 in an international application, or before the mailing date of a first Office Action on the merits, whichever event occurs last.
- b. ☐ [] The enclosed statement is being filed after a first action on the merits but before the mailing date of a final action under 37 C.F.R. 1.113, or a notice of allowance under 37 C.F.R. 1.311.
The enclosed statement is accompanied by [check one]:
☐ i. a certification in part (e) below as specified in 37 C.F.R. 1.97(e), or
☐ ii. a check in the amount required by 37 C.F.R. 1.17(p).
- c. ☐ [] The enclosed statement is being filed after the mailing date of a final action under 37 C.F.R. 1.113, or a notice of allowance under 37 C.F.R. 1.311, but before payment of the issue fee.
☐ [] Certification report(e) below; and
☐ [] a check in the amount as required by 1.17(p).
- d. ☐ [] The enclosed statement is being filed pursuant to 37 C.F.R. 1.97(i), for placement in the file.

e. Certification [Check one] [Certification is required only if box (b)(i) or box (c) is checked.]

[] I hereby certify that each item of information contained in the enclosed Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement,

or

[] I hereby certify that no item of information in the enclosed Information Disclosure Statement herewith was cited in a communication from a foreign patent office in a counterpart foreign application, or, to my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. 1.56(c) more than three months prior to the filing of this Information Disclosure Statement.

or

[] Appropriate certification is attached.

f. [XXX] If no check is enclosed and a fee is due in connection with this communication or if the check enclosed is insufficient, the Commissioner is authorized to charge any fee or additional fee due in connection with this communication to Deposit Account No. 14-0112.

g. [XXX] Copies of the documents are attached herewith with a completed PTO Form-1449.

or

[] Copies of the documents are not attached, with a completed PTO Form-1449 as allowed under CFR 1.98(d)(1)(2). The earlier application is identified as:

and / or

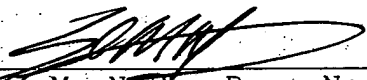
[] Copies of US Patents/Publications not attached, with a completed PTO Form-1449 as allowed in Official Gazette Aug. 5, 2003/ Vol. 1273, no. 1.

The Examiner is respectfully requested to cite the documents listed on the attached Form PTO-1449 in the next Office Action. In so doing, the Examiner is respectfully requested to initial in the space adjacent to the listing of each document on the Form PTO-1449, and return a copy of the initialed Form PTO-1449 with the next communication to Applicants, to confirm that these documents have been considered by the Examiner and made of record in this application.

If the Examiner has any questions or wishes to discuss this application, kindly telephone the undersigned at the below-listed number.

Respectfully submitted,
NATH & ASSOCIATES PLLC

October 27, 2006


Gary M. Nath, Reg. No. 26,965
Sheldon M. McGee, Reg. No. 50,454
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PTO FORM-1449

**INFORMATION DISCLOSURE
CITATION**

Inventor: KOHL, et al.

Appl. No.:
10/586,753Intl. Appl. No:
PCT/EP2005/050334Art Unit:
XXAppl. Filing
Date:
July 21, 2006Intl. Appl.
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January 27, 2005Examiner:
XX**U.S. PATENT DOCUMENTS**

Exam. Initial	Document No.	Issue/Public. Date	Inventor	Filed Date
A1	5,232,706 (corresponds to WO99/27917)	8/3/1993	Palomo Coll	12/9/1991
A2	4,758,579 (corresponds to EP0166287)	7/19/1988	Kohl et al.	4/28/1987

FOREIGN PATENT DOCUMENTS

Exam. Initial	Document No.	Public. Date	Country	Translation
A3	1369491 A	9/18/2002	CN	English
A4	94/24867 A1	11/10/1994	WO	N/A
A5	97/41114 A1	11/6/1997	WO	N/A
A6	99/27917 A1	6/10/1999	WO	Abstract
A7	92/08716 A1	5/29/1992	WO	Abstract
A8	02/45686 A2	6/13/2002	WO	N/A
A9	00/10995 A1	3/2/2000	WO	N/A
A10	94/25028 A1	11/10/1994	WO	N/A
A11	2004/013126 A1	2/12/2004	WO	N/A
A12	94/27988 A1	12/8/1994	WO	N/A
A13	0 005 129 B1	10/31/1979	EP	N/A
A14	0 174 726 A1	3/19/1986	EP	N/A
A15	0 166 287 A1	1/2/1986	EP	No
A16	0 268 956 A2	6/1/1988	EP	N/A
A17				
A18				
A19				

OTHER

Exam. Initial	(Including Author, Title, Date, Pertinent Pages, etc.)
A20	Kohl, B., "Poster Symposium Montreal", 1 page, (1993).
A21	
A22	

Examiner

Date Considered

Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP'609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.